

This Notice was published in the SC State Register on November 27, 2015:

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

November 27, 2015

Department of Health & Environmental Control, LWM File #56198
Kaiser Aluminum (also known as Former Anderson Fertilizer) Site

NOTICE OF: SETTLEMENT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Health and Environmental Control (DHEC) intends to enter into a Cost Recovery Settlement Agreement (Agreement) with DCO Management, LLC (DCO), as successor to Kaiser Aluminum & Chemical Corporation (KACC) including subsidiaries and affiliates of KACC and its subsidiary, Kaiser Aluminum Properties, Inc. (KAPI) that owned and/or operated at 1435 Bleckley Street in Anderson, South Carolina (Site). The Site was also known as Former Anderson Fertilizer Site and includes all areas where hazardous substances have been deposited, stored, disposed of, placed, or otherwise have come to be located. The Agreement relates to the release and threatened release of hazardous substances, pollutants, or contaminants at the Site. The Agreement provides for the settlement payment of \$286,526.43 to DHEC and provides the release of DCO from further liability to DHEC as to the matters addressed in the Agreement, and confers protection upon DCO from claims of other potentially liable persons for additional contribution. The Agreement is subject to a thirty-day public comment period, consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9622, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended).

In consideration of the foregoing, the Agreement provides for a release of DCO from further liability and confers contribution protection to DCO pursuant to CERCLA 42 U.S.C. Section 9613.

Notice of Settlement, Contribution Protection and Comment Period will be provided to potentially responsible parties. The Agreement is available:

- (1) On-line at www.scdhec.gov/Apps/Environment/PublicNotices; or
- (2) By contacting Ms. Pat L. Vincent at 803-898-0840 or vincenpl@dhec.sc.gov.

Any comments to the Agreement must be submitted in writing, postmarked no later than December 29, 2015, and addressed to: Ms. Pat L. Vincent, DHEC-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

UPON ENTRY OF THE AGREEMENT BY DHEC, ANY AND ALL CLAIMS BY ANY AND ALL PERSONS AGAINST DCO SEEKING CONTRIBUTION FOR MATTERS ENCOMPASSED BY THE AGREEMENT SHALL BE FORECLOSED.